

Resolution 2025-26: 18

Second Amendment to LaBella Agreement – Franklin Educational Campus

By Board Member Ronald Gaither

WHEREAS, the Rochester School Facilities Modernization Program Act (the “Act”) established the Rochester Joint Schools Construction Board (“RJSCB” or “Board”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the New York State Legislature amended the Act by enacting Chapter 533 of the Laws of 2014 (“Amended Act”), thereby providing alternative financing mechanisms for the reconstruction of up to 26 projects for a total cost of \$435,000,000 for Phase II; and

WHEREAS, the New York State Legislature amended the Amended Act by enacting Chapter 614 of the Laws of 2021 (“Second Amended Act”) to authorize additional oversight, transparency, and accountability by the New York State Education Department to ensure projects are completed on time and within budget, and to provide alternative financing mechanisms for the reconstruction of up to 12 projects for a total cost of \$475,000,000 for Phase III; and

WHEREAS, the RJSCB entered into an Agreement for Consultant Services with LaBella Associates (“LaBella”) dated September 9, 2024 (the “Agreement”) for the provision of design services in connection with the renovation project at the Padilla High School at the Frankling Campus (“Franklin Project”) (Resolution 2024-25:15); and

WHEREAS, the scope of work for the Franklin Project has been expanded to include services for a conditional assessment of the roof drain lateral piping in Section A (the “Additional Services”); and

WHEREAS, LaBella has provided a cost proposal for the Additional Services, which has been reviewed by the Program Manager; and

WHEREAS, the Program Manager recommended to the Board that the Agreement should be amended to add the Additional Services and increase the contract sum by an amount not to exceed \$69,500.00; and

WHEREAS, the Board considered and discussed the Program Manager’s recommendation to add the Additional Services and increase the contract sum by an amount not to exceed \$69,500.00 at its November 4, 2025 meeting, and after due deliberation, it approved such request to amend the Agreement.

THEREFORE, BE IT RESOLVED

1. The RJSCB hereby approves the proposed second amendment to the Agreement for LaBella to provide the Additional Services as indicated above for the Franklin Project in Phase 3 of the RSMP; and
2. The Chair is hereby authorized, in the name and on behalf of the RJSCB, to execute and deliver

the second amendment to the Agreement that is consistent with this approval and in an acceptable form to the Chair on the advice of the Program Manager, the Independent Compliance Officer and the RJSCB's general counsel.

Second by Board Member Jacob Scott

Adopted: 7-0